THE HON'BLE Mr. JUSTICE N.V. RAMANA

WRIT PETITION No.24739 OF 2003

Dated: August 3, 2005

Between:

Kolla Venkateswarlu, S/o. Subbaiah

aged about 40 years, OCC: Implementing Agent of

Mid-day Meals, Mandal Parishad Upper Primary School,

Chinna Annalur Village, Kaligiri Mandal,

Nellore District.

… Petitioner

And

The District Collector, Nellore, Nellore District

And others…

… Respondents

Order:

This writ petition is filed seeking Certiorari calling for the records by the proceedings of the 2nd respondent RC.B306/2003, dated
24-10-2003 and quash the same as illegal and arbitrary and consequently to suspend the said proceedings by directing the respondents to continue the petitioner as implementing agent of Midday Meals Scheme of M.P.U.P. School China Annalur Village, Kaligiri Mandal, Nellore District.

2. When the matter is taken up for hearing, it is submitted by the learned Government Pleader appearing for the respondents and admitted by the learned counsel for the petitioner that the subject matter of this writ petition is covered by an order of this Court in **W.P.No.21623 of 2004 and batch dated 29-12-2004** wherein this Court considered a similar issue and dismissed the batch of writ petitions, holding as under:

> In order to bring in uniformity and remove the disparity, and to ensure that the scheme is implemented effectively and properly, and that the children for whose benefit the scheme has been introduced, are served with quality and steaming food, the Commissioner has passed the impugned order, seeking to introduce some new Implementing Agencies by reducing the number of children and schools from the purview of some of the Implementing Agencies, and shifting some of the Implementing Agencies from one school to another, for the sake of convenience, and no exception can be taken thereto.
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> There is no merit in the writ petitions, and they are accordingly dismissed. No costs.

3. The aforementioned order has also been upheld by a Division Bench of this Court in a batch of writ appeals in **W.A.No.39 of 2005 and batch dated 21-02-2005.**

4. Recording the said submission and following the ratio in the aforementioned judgments, this writ petition is also dismissed for similar reasons. No order as to costs.

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N.V. RAMANA, J

August 3, 2005

MRR